

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

<p>SMARTMATIC USA CORP., SMARTMATIC INTERNATIONAL HOLDING B.V., and SGO CORPORATION LIMITED,</p> <p style="text-align: center;">Plaintiffs, v. MICHAEL J. LINDELL and MY PILLOW, INC.,</p> <p style="text-align: center;">Defendants.</p>	<p>Case No. 22-cv-0098-JMB-JFD</p>
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PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT

Plaintiffs Smartmatic USA Corp., Smartmatic International Holding B.V., and SGO Corporation Limited (together, “Smartmatic”), by and through their undersigned counsel, hereby respectfully move this Court pursuant to Federal Rule of Civil Procedure 56 (the “Motion”) for an Order (1) granting summary judgment in favor of Smartmatic and against Defendants Michael J. Lindell (“Lindell”) and MyPillow, Inc. (“MyPillow”) on the defamation elements of (a) publication, (b) “of and concerning,” (c) falsity, and (d) defamation *per se*, and (2) granting summary judgment in favor of Smartmatic and against Defendants for liability for violations of the Minnesota Deceptive Trade Practices Act, MSA § 325D.44(8).

The Motion should be granted for the reasons set forth in Smartmatic’s Memorandum of Law in Support of this Motion.

Dated: November 13, 2024

Respectfully submitted,

/s/ *J. Erik Connolly*

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